

CLOSED,TYPE I-FOIA

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:17-cv-00833-JDB**

WINN v. U.S. DEPARTMENT OF JUSTICE  
Assigned to: Judge John D. Bates  
Cause: 05:552 Freedom of Information Act

Date Filed: 05/05/2017  
Date Terminated: 02/06/2019  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****H. RICHARD WINN**

represented by **Scott Allan Hodes**  
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V.

**Defendant****U.S. DEPARTMENT OF JUSTICE**

represented by **Joshua M. Kolsky**  
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**TERMINATED: 12/18/2018**  
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Date Filed	#	Docket Text
05/05/2017	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF JUSTICE ( Filing fee \$ 400 receipt number 0090-4941718) filed by H. RICHARD WINN. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons)(Hodes, Scott) (Entered: 05/05/2017)
05/05/2017		Case Assigned to Judge John D. Bates. (jd) (Entered: 05/08/2017)
05/08/2017	<u>2</u>	SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Consent Forms)(jd) (Entered: 05/08/2017)

05/30/2017	<u>3</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 5/15/2017. Answer due for ALL FEDERAL DEFENDANTS by 6/14/2017. (Hodes, Scott) (Entered: 05/30/2017)
05/30/2017	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 05/15/2017. (Hodes, Scott) (Entered: 05/30/2017)
05/30/2017	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF JUSTICE served on 5/15/2017 (Hodes, Scott) (Entered: 05/30/2017)
06/16/2017	<u>6</u>	NOTICE of Appearance by Joshua M. Kolsky on behalf of U.S. DEPARTMENT OF JUSTICE (Kolsky, Joshua) (Entered: 06/16/2017)
06/16/2017	<u>7</u>	Unopposed MOTION to set Due Date for Answer ( <i>and Notice Regarding Service of Complaint</i> ) by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Kolsky, Joshua) (Entered: 06/16/2017)
06/16/2017		MINUTE ORDER: Upon consideration of <u>7</u> defendant's unopposed motion to set due date to respond to the complaint, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that defendant shall file its response to plaintiff's complaint by not later than July 17, 2017. SO ORDERED. Signed by Judge John D. Bates on 6/16/2017. (lcjdb3) (Entered: 06/16/2017)
06/16/2017		Set/Reset Deadlines: Answer due by 7/17/2017. (zb) (Entered: 06/16/2017)
07/17/2017	<u>8</u>	ANSWER to Complaint by U.S. DEPARTMENT OF JUSTICE.(Kolsky, Joshua) (Entered: 07/17/2017)
07/18/2017	<u>9</u>	ORDER directing parties to confer and to submit a proposed briefing schedule for the filing of dispositive motions by not later than August 18, 2017. See text of order for details. Signed by Judge John D. Bates on 7/18/2017. (lcjdb3) (Entered: 07/18/2017)
07/19/2017		Set/Reset Deadlines: Proposed Briefing Schedule for dispositive motions due by 8/18/2017. (tb) (Entered: 07/19/2017)
08/18/2017	<u>10</u>	Joint STATUS REPORT <i>and Proposed Schedule</i> by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Kolsky, Joshua) (Entered: 08/18/2017)
08/18/2017		MINUTE ORDER: Upon consideration of <u>10</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall file further joint status reports by not later than October 4, 2017 and November 14, 2017, and, if necessary, propose a briefing schedule on remaining issues. SO ORDERED. Signed by Judge John D. Bates on 8/18/2017. (lcjdb3) (Entered: 08/18/2017)
08/21/2017		Set/Reset Deadlines: The parties shall file further Joint Status Reports by 10/4/2017 and 11/14/2017, and, if necessary, propose a briefing schedule on remaining issues. (jth) (Entered: 08/21/2017)
10/04/2017	<u>11</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Kolsky, Joshua) (Entered: 10/04/2017)
11/14/2017	<u>12</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Kolsky, Joshua) (Entered: 11/14/2017)
11/15/2017		MINUTE ORDER: Upon consideration of <u>12</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall file a joint status report by not later than January 5, 2018, and, if necessary, propose a briefing schedule on remaining issues. SO ORDERED. Signed by Judge John D. Bates on 11/15/2017. (lcjdb3) (Entered: 11/15/2017)
11/16/2017		Set/Reset Deadlines: Joint Status Report due by 1/5/2018. (tb) (Entered: 11/16/2017)
01/05/2018	<u>13</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Kolsky, Joshua) (Entered: 01/05/2018)

01/08/2018		MINUTE ORDER: Upon consideration of <u>13</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall file a joint status report by not later than February 5, 2018, and, if necessary, propose a briefing schedule on remaining issues. SO ORDERED. Signed by Judge John D. Bates on 1/8/2018. (lcjdb3) (Entered: 01/08/2018)
01/08/2018		Set/Reset Deadlines: Joint Status Report due by 2/5/2018. (gdf) (Entered: 01/08/2018)
02/05/2018	<u>14</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Kolsky, Joshua) (Entered: 02/05/2018)
02/06/2018		MINUTE ORDER: Upon consideration of <u>14</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED as follows: the government's motion for summary judgment shall be filed by not later than April 23, 2018; plaintiff's cross-motion for summary judgment and opposition to the government's motion for summary judgment shall be filed by not later than May 23, 2018; the government's reply in support of motion for summary judgment and opposition to plaintiff's cross-motion shall be filed by not later than June 13, 2018; and plaintiff's reply in support of cross-motion for summary judgment shall be filed by not later than July 6, 2018. SO ORDERED. Signed by Judge John D. Bates on 2/6/2018. (lcjdb3) (Entered: 02/06/2018)
02/07/2018		Set/Reset Deadlines: Cross Motion due by 5/23/2018. Response to Cross Motion due by 6/13/2018. Reply to Cross Motion due by 7/6/2018. Summary Judgment motion due by 4/23/2018. Response to Motion for Summary Judgment due by 5/23/2018. Reply to Motion for Summary Judgment due by 6/13/2018. (tb) (Entered: 02/07/2018)
04/23/2018	<u>15</u>	MOTION for Summary Judgment by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Declaration, # <u>3</u> Exhibit (Part 1), # <u>4</u> Exhibit (Part 2), # <u>5</u> Exhibit (Part 3))(Kolsky, Joshua) (Entered: 04/23/2018)
05/23/2018	<u>16</u>	Cross MOTION for Summary Judgment by H. RICHARD WINN (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration, # <u>4</u> Text of Proposed Order)(Hodes, Scott) (Entered: 05/23/2018)
05/23/2018	<u>17</u>	Memorandum in opposition to re <u>15</u> MOTION for Summary Judgment filed by H. RICHARD WINN. (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Declaration, # <u>3</u> Text of Proposed Order)(Hodes, Scott) (Entered: 05/23/2018)
06/07/2018	<u>18</u>	Unopposed MOTION for Extension of Time to <i>File Summary Judgment Briefs</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Kolsky, Joshua) (Entered: 06/07/2018)
06/08/2018		MINUTE ORDER: Upon consideration of <u>18</u> defendant's unopposed motion for extension of time to file its summary judgment reply and opposition, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED as follows: the government's reply in support of motion for summary judgment and opposition to plaintiff's cross-motion shall be filed by not later than July 13, 2018; and plaintiff's reply in support of cross-motion for summary judgment shall be filed by not later than August 6, 2018. SO ORDERED. Signed by Judge John D. Bates on 06/08/2018. (lcjdb3) (Entered: 06/08/2018)
06/11/2018		Set/Reset Deadlines: Defendant's Reply to Cross Motion due by 8/6/2018. Plaintiff's Reply to Motion for Summary Judgment due by 7/13/2018. (tb) (Entered: 06/11/2018)
07/13/2018	<u>19</u>	Memorandum in opposition to re <u>16</u> Cross MOTION for Summary Judgment and <i>Reply in Support of Defendant's Motion for Summary Judgment</i> filed by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Declaration (Supplemental Hardy Declaration))(Kolsky, Joshua) (Entered: 07/13/2018)
07/13/2018	<u>20</u>	REPLY to opposition to motion re <u>15</u> MOTION for Summary Judgment and <i>Opposition to Plaintiff's Cross-Motion for Summary Judgment</i> filed by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Declaration (Supplemental Hardy Declaration))(Kolsky, Joshua) (Entered: 07/13/2018)
08/06/2018	<u>21</u>	REPLY to opposition to motion re <u>16</u> Cross MOTION for Summary Judgment filed by H. RICHARD WINN. (Hodes, Scott) (Entered: 08/06/2018)

12/18/2018	<u>22</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Paul Cirino on behalf of U.S. DEPARTMENT OF JUSTICE Substituting for attorney Joshua M. Kolsky (Cirino, Paul) (Entered: 12/18/2018)
02/06/2019	<u>23</u>	ORDER granting <u>15</u> defendant's motion for summary judgment and denying <u>16</u> plaintiff's cross-motion for summary judgment. See text of Order and accompanying memorandum opinion issued on this date for details. Signed by Judge John D. Bates on 02/06/2019. (lcjdb3) (Entered: 02/06/2019)
02/06/2019	<u>24</u>	MEMORANDUM OPINION. Signed by Judge John D. Bates on 02/06/2019. (lcjdb3) (Entered: 02/06/2019)